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Technology Center 2100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Group Art Unit: 2152

Len Albert Bayles

Application No. 10/016,498

Filed: November 1, 2001

For: **REGISTRY-INTEGRATED INTERNET
DOMAIN NAME ACQUISITION SYSTEM**

Date: May 31, 2002

I HEREBY CERTIFY THAT THIS CORRESPONDENCE
IS BEING DEPOSITED WITH THE UNITED STATES
POSTAL SERVICE AS FIRST CLASS MAIL IN AN
ENVELOPE ADDRESSED TO:
COMMISSIONER FOR PATENTS
WASHINGTON, DC 20231

ON: 5.31.02 Date
Comie English Signature
Comie English Typed Name

PETITION TO MAKE SPECIAL FOR PENDING APPLICATION
UNDER 37 CFR § 1.102, MPEP § 708.02 VIII

1. Petition

Applicant hereby petitions to make special the above-referenced pending application, which has not received any examination.

2. Search

A careful and thorough search of the prior art has been made by:

- (a) the inventor(s)
- (b) attorney
- (c) ☒ professional searcher

in the following:

(complete all applicable items below)

- (h) ☒ Key-word search in U.S. Patent Gazette databases.
- (i) ☒ publications: relating to software, business, and engineering
- (j) ☒ foreign patents: PCT, abstracts of Japan, European applications and

granted patents

- (k) search by corresponding foreign patent office or at the former

International Patent Institute at The Hague, Netherlands.

3. Copy of references

A copy of each of the references deemed most closely related to the subject matter encompassed by the claims is submitted herewith.

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Also attached is an Information Disclosure Statement and accompanying Form PTO-1449 listing the above-mentioned references.

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4. Detailed Discussion of references

Attached is an International Search Report and an International Preliminary Examination Report from the related PCT application identified above. Technology Center 2100

Also attached is a detailed discussion of the references identified in the above-described search which points out, with the particularity required by 37 C.F.R. 1.111 (b) and (c), how the claimed subject matter is patentable over the references.

5. Claims

Check and complete all applicable items (a) through (c).

(a) All the claims in this case are directed to a single invention.

(b) ☒ X If the Office determines that all the claims presented are not obviously directed to a single invention, applicant will make an election without traverse as a prerequisite to the grant of special status.

(c) If claim(s) _____ are found not to be examinable in this case with claim(s) _____, applicant hereby elects claim(s) _____ for the prosecution of this case.

6. Fee

The \$130.00 fee required by 37 CFR 1.17(I) is to be paid by

☒ The attached check.

Charge to Deposit Account 19-4455.

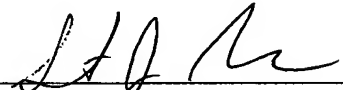
☒ The Commissioner is hereby authorized to charge Deposit Account No. 19-4455 for any deficiency.

A duplicate of this petition is attached.

Respectfully submitted,

Len Albert Bayles

By:



Steven J. Munson
Registration No. 47,812

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Attorney Docket No.: 10720/4:1



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In re application of

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Connie English

Typed Name

ATTACHMENT TO PETITION TO MAKE SPECIAL DISCUSSING SEARCH
REFERENCES

1. Prior art references from the professional search described in the accompanying petition.

- a) U.S. Patent No. 6,338,082, of Sneider, issued Jan. 8, 2002 ("Sneider").
- b) U.S. Patent No. 6,298,341 of Mann et al, issued Oct. 2, 2001 ("Mann 1").
- c) Published U.S. Patent Application No. 20020010795, of Brown, published January 24, 2002 ("Brown 1").
- d) International Publication No. WO 01/22286 A1, of Mann et al., published March 29, 2001 ("Mann 2").
- e) International Publication No. WO 01/17192 A2, of Shuster et al., published March 8, 2001 ("Shuster").
- f). International Publication No. WO 01/97486 A2, of Brown, published December 20, 2001 ("Brown 2").

2. Detailed discussion of the above-listed prior art.

a) Sneider is directed to the situation in which a network resource request consisting of a domain name is received. "Rather than displaying an error message or processing a search request in response to determining that a network resource can not be located or of an unresolvable domain name, the domain name can instead be redirected to a registration

service where the unresolvable domain name is automatically used to perform a registration request and determine domain name availability. When the domain name is not available for registration, domain name registrant information is provided. However, when the domain name is determined available, a registration form is provided.” *See Abstract.*

b) Mann 1 is directed to a system for generating and facilitating the transfer of available domain names. The system includes a data storage facility for storing an adjunct terms for use in generating at least one registerable domain name. A user, accessing the system via an electronic data network provides the system with a root term. The system concatenates the root term provided by the user with the stored adjunct term to generate a candidate domain name. The system then submits a query to a data source to determine if the candidate domain name is available for registration. *See Abstract.*

c) Brown 1 is directed to a system for protecting domain names by providing permanent registration of domain names. A permanent registration certificate provides a permanent registration of a domain name including perpetually “determining, paying and verifying current and future renewal fees for the domain name at a public domain registrar.” *See Abstract.*

d) Mann 2 is directed to the same subject matter as Mann1. *See Abstract.*

e) Shuster is directed to a domain management system for hosting and assigning domain names. “The name assignment system verifies availability and assigns domain names to requesting clients. The name assignment system comprises an input component, a confirmation mechanism and a name storage means. Preferred embodiments of the domain retrieval system comprise a scheduler, a parsing member having a plurality of redirectors and a plurality of servers. The domain retrieval system locates the domain referenced by the domain name by parsing header information and utilizing a wildcard DNS. Once the domain is located, the domain retrieval system forwards the domain to the user computer.” *See Abstract.*

f) Brown 2 is directed to the same subject matter as Brown 1. *See Abstract.*

3. Patentable differences between prior art references and the independent claims of the present application.

None of the prior art references taught or suggested either of the following elements required by claim 1: “an acquisition database containing an acquisition request from a

specific registrar to acquire the domain name as soon as practicable following the expiration date and preceding the public delete notification; and an acquisition engine to receive from the registry management system a pending delete notification, the pending delete notification preceding the public delete notification, to access the acquisition request from the acquisition database, and to request the registry management system to add the new registration for the specific registrar."

None of the prior art references taught or suggested any of the elements required by claim 4.

None of the prior art references taught or suggested any of the following steps required by claim 6: "receiving from a registry a pending delete notification for the desired domain name, the pending delete notification preceding a public delete notification; and requesting acquisition of the desired domain name for the registrar."

None of the prior art references taught or suggested the method of claim 9.

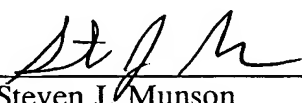
4. Conclusion

As shown and described above, the subject matter in independent claims 1, 4, 6 and 9 of the present application are patentable over the prior art references listed above.

Respectfully submitted,

Len Albert Bayles

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